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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/728,027	12/04/2003	Angshuman Bezbaruah	VRT0090PIUS	8352

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EXAMINER

CYGIEL, GARY W

ART UNIT	PAPER NUMBER
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2187

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/728,027	BEZBARUAH ET AL.
	Examiner	Art Unit
	GARY W. CYGIEL	2187

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 21 September 2009 under 37 CFR 1.312 has been considered, and has been:

- a) ☐ entered.
- b) ☐ entered as directed to matters of form not affecting the scope of the invention.
- c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

- d) ☒ disapproved. See explanation below.
- e) ☐ entered in part. See explanation below.

Taken from MPEP 714.16:

As to amendments affecting the disclosure, the scope of any claim, or that add a claim, the remarks accompanying the amendment must fully and clearly state the reasons on which reliance is placed to show:

- (A) why the amendment is needed;
- (B) why the proposed amended or new claims require no additional search or examination;
- (C) why the claims are patentable; and
- (D) why they were not presented earlier.

The examiner finds no remarks that fully and clearly state elements (A), (B), (C), and (D) above. The amendment of Claim 6 alters the scope of the claim from "a primary node" (which includes any primary node maintaining the data) to "the primary node" (which mandates referring to the specific primary node in claim 1 and no others).

/Christian P. Chace/
Supervisory Patent Examiner, Art Unit 2187

/Gary W Cygiel/
Examiner, Art Unit 2187